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**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

ELECTRONIC FRONTIER FOUNDATION,
Plaintiff,

v.

OFFICE OF THE DIRECTOR OF NATIONAL
INTELLIGENCE,

Defendant,

No. C 07-5278 SI

DEFENDANT'S MOTION FOR SUMMARY JUDGMENT

HEARING ON MOTION
FOR SUMMARY JUDGMENT

Date: March 7, 2008
Time: 9:00 a.m.

Defendant Office of the Director of National Intelligence (“ODNI”) hereby notices and submits this motion for summary judgment to be heard on March 7, 2008, at 9:00 a.m. before the Honorable Susan Illston.

Pursuant to Rule 56 of the Federal Rules of Civil Procedure, ODNI respectfully moves this Court for summary judgment in favor of ODNI and for dismissal of this case. The reasons for this motion are set forth in ODNI's Memorandum of Points and Authorities in Support of Motion for Summary Judgment filed herewith.

A proposed order is attached hereto.

Dated: February 5, 2008

Respectfully submitted,

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/s/ Andrew I. Warden

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